

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
STATESBORO DIVISION

FILED
U.S. DISTRICT COURT
STATESBORO DIV.

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SOUTHERN DISTRICT OF GA.

WARREN SKILLERN,

Plaintiff,

vs.

Deputy Warden PAUL,

Defendant.

CIVIL ACTION NO.: CV606-006

ORDER

After an independent review of the record, the Court concurs with the Report and Recommendation of the Magistrate Judge, to which Plaintiff filed Objections. In his Objections, Plaintiff asserts that the Magistrate Judge's Report should be rejected because he is in imminent danger. Plaintiff requests leave of court to append an exhibit that he is currently not receiving his heart medicine as prescribed.

Plaintiff's Objections are without merit. Plaintiff qualifies as a "three striker" under 28 U.S.C. § 1915(g) and has not sufficiently demonstrated an imminent danger which would allow him to file his case *in forma pauperis*. The Magistrate Judge's Report and Recommendation is adopted as the opinion of the Court. Plaintiff's Complaint is **DISMISSED**, without prejudice. The Clerk of Court is authorized and directed to enter the appropriate judgment of dismissal.

SO ORDERED, this 7 day of February, 2006.

B. J. Edgfield
B. J. EDGFIELD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA